

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiffs,

vs.

JOSE G. AGUILERA NEGRETE,

Defendants.

**4:19CR3117**

**ORDER**

Pending before me is Defendant's motion for release on conditions, to include supervision by a third party custodian. (Filing No. 18).

As the court's prior detention order stated:

the defendant has a criminal history of violating the law and court orders; violated conditions of release previously imposed by a court; is addicted to or abuses mood-altering chemicals and is likely to continue such conduct and violate the law if released; is not a United States citizen, is subject to an ICE detainer, and faces deportation. .

. .

(Filing No. 18). At the time this order was entered, Defendant was facing four counts of methamphetamine possession with the intent to distribute. He is now facing those counts, plus a charge of possession of a firearm in furtherance of a drug trafficking crime. A grand jury found probable cause to support these charges, and as to the crimes alleged, detention is presumed.

Release to a third-party custodian provides some measure of assurance that defendant's release will not pose a risk of harm to the public or a risk of nonappearance. But upon consideration of the record as a whole, the court finds Defendant's release, even with the monitoring of a third-party custodian, will not sufficiently ameliorate the risks occasioned by Defendant's release.

Accordingly,

IT IS ORDERED: Defendant's motion for release, (Filing No. 18), is denied.

Dated this 16th day of April, 2020.

BY THE COURT:

s/ Cheryl R. Zwart  
United States Magistrate Judge